

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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)  
IN RE PHARMACEUTICAL INDUSTRY )  
AVERAGE WHOLESALE PRICE ) MDL No. 1456  
LITIGATION )  
\_\_\_\_\_  
) Civil Action No. 01-12257-PBS  
THIS DOCUMENT RELATES TO: )  
) Judge Patti B. Saris  
ALL CLASS ACTIONS )  
)  
\_\_\_\_\_

**SCHERING-PLOUGH CORPORATION'S AND WARRICK  
PHARMACEUTICALS CORPORATION'S MOTION TO STRIKE PORTIONS  
OF THE TRIAL AFFIDAVIT OF G. RAYMOND PIRONTI, JR.**

Schering-Plough Corporation ("Schering") and Warrick Pharmaceuticals Corporation ("Warrick") respectfully move that this Court strike paragraphs 5, 6, 13, and 14 from the Trial Affidavit of G. Raymond Pironti, Jr. The grounds for this motion are set forth in the accompanying memorandum.

WHEREFORE, Schering and Warrick respectfully request that this motion be GRANTED.

Respectfully submitted,

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/s/ John T. Montgomery  
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and Warrick Pharmaceuticals Corporation*

Dated: November 21, 2006

**CERTIFICATE OF SERVICE**

I hereby certify that on November 21, 2006, I caused a true and correct copy of the foregoing to be served on all counsel of record by electronic service pursuant to Case Management Order No. 2 entered by the Honorable Patti B. Saris in MDL 1456.

/s/ Adam Wright

Adam Wright